

# Notice of Allowability

Application No.

09/975,282

Examiner

Melvin H. Pollack

Applicant(s)

MALMSKOG, STEVE

Art Unit

2145

## -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment submitted 05 May 2006.
2. ☒ The allowed claim(s) is/are 1-28 and 30-43.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All b) ☐ Some\* c) ☐ None of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

### Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date 5/19/06
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413),  
Paper No./Mail Date 7/12/06
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☒ Other see attached office action.

  
JASON CARDONE  
SUPERVISORY PATENT EXAMINER

MHP

## **DETAILED ACTION**

### ***New Examiner***

1. This case has been assigned to a new examiner. His contact information is provided below.

## **EXAMINER'S AMENDMENT**

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.
3. Authorization for this examiner's amendment was given in a telephone interview with Kent J. Sieffert on 12 July 2006.
4. The application has been amended as follows:

Claim 31 (Currently Amended): A system for use with a computer network to which a plurality of remote clients are connected, the system comprising a server configured to receive a request for a web resource from a remote client and, after sending an acknowledgement to the remote client and prior to processing the request, send to the remote client a pre-determined message adapted to initiate a page rendering process, and initiating a procedure after sending the pre-determined message, wherein the procedure processing the request to identify the requested web resource and produce a response, and sending the requested response to the client.

Art Unit: 2145

5. The examiner's amendment adds the steps of processing the request and sending a response to the client.

***Allowable Subject Matter***

6. Claims 1-28 and 30-43 are allowed.

7. The case regards a method and system for accessing content from a remote server, wherein a remote content server or gateway server sends two messages before starting to process a request. The first message is an acknowledgement that a request was received. The second is a predetermined message, prepared independently of the requested resource, to display a generic message and/or perform a generic activity (i.e. a browser "wipe page" command) to the client, such message initiating a page rendering process at the client.

8. Of the pre-content messages, i.e. processing messages, redirection pages, or metadata, the known art teaches that they are formed after the request processing initiates. There are no known teachings that teach or suggest transmitting said messages between a request acknowledgement and the initiation of a request processing method, as drawn in the claims. Further, there is little taught in regards of the specifics of the message (claims 10-15, 17-20, and 23). Therefore, the claims are novel and non-obvious as currently drawn.

9. The following is an examiner's statement of reasons for allowance: the examiner agrees with the applicant in regards to the allowability of the claims as currently drawn.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Art Unit: 2145

***Conclusion***

10. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. They are further background teachings regarding handshaking messages and predetermined messages.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Melvin H. Pollack whose telephone number is (571) 272-3887. The examiner can normally be reached on 8:00-4:30 M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jason Cardone can be reached on (571) 272-3933. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

MHP  
12 July 2006

  
**JASON CARDONE**  
SUPERVISORY PATENT EXAMINER